

REMARKS/ARGUMENTS

Applicants thank the Examiner for review of the present application as evidenced by the Office Action dated January 30, 2008. Applicants respectfully request reconsideration of the objections contained therein.

Claim 1 has been amended. Claims 1-20 remain in the application. No new matter has been entered into the application by these amendments.

Applicants thank the Examiner for indicating all pending claims are allowable.

According to the suggestion of the Examiner, applicants have amended claim 1 to recite that each frame is a time frame.

The Examiner objected to the Declaration, stating: "It does not state that the person making the oath or declaration acknowledges the duty to disclose to the Office all information known to the person to be material to patentability as defined in 37 CFR 1.56."

It appears the Examiner is attempting to impose the requirements of the January 22, 2008 Notice issued by the United States Patent & Trademark Office, "Duty of Disclosure Language Set Forth in Oaths or Declarations Filed in Nonprovisional Patent Applications" ("Notice"), which states:


The United States Patent and Trademark Office (Office) will no longer accept as complying with 37 CFR 1.63(b)(3) an oath or declaration that does not acknowledge a duty to disclose information material to patentability as defined in 37 CFR 1.56.

Applicants respectfully submit that the present patent application is not subject to the requirements contained in the Notice. The Notice Summary states: "All oaths of declarations filed *on or after June 1, 2008*, will be required to include the language expressly set forth in 37 CFR 1.63, including that in 37 CFR 1.63(b)(3)." The Revised Procedure portion of the Notice restates this requirement, and then goes further: "For pending applications, *the Office is hereby sua sponte waiving* the express language requirement of 37 CFR 1.63(b)(3), where the oath or declaration was filed *prior to June 1, 2008*." The Notice concludes with the statement: "*While not required*, patentees and applicants are free to submit newly executed oaths of declarations with the language expressly set forth in current 37 CFR 1.63(b)(3), in accordance with 37 CFR 1.67." It is clear to applicants that the Notice does not require submitting a new oath or declaration

with revised language contained therein. Instead, the Notice *expressly waives* such a requirement for all oaths or declarations filed before June 1, 2008, which would include applicants' declaration submitted on March 29, 2004. Because the requirements contained in the Notice are expressly waived for applications such as the present application, applicants respectfully request the Examiner to withdraw the rejection to applicants' Declaration.

Accordingly, with entry of this amendment and consideration of the arguments and remarks contained herein, all pending claims are now allowable, and a notice of Allowance is earnestly solicited. The Examiner is invited to contact the undersigned attorney if further issues remain in the prosecution of this application.

Respectfully Submitted,


Nathan O. Jensen
Reg. No. 41,460
Attorney for Applicant

Rockwell Collins Inc.
Intellectual Property Department
400 Collins Road NE M/S 124-323
Cedar Rapids, IA 52498
Telephone: (319) 295-1184
Facsimile No. (319) 295-8777
Customer No.: 26383